IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 30TH OCTOBER 2007 / 8TH KARTHIKA 1929

WP(C).No. 30443 of 2007(Y)

PETITIONER:

P. JALEEL, AGED 34 YEARS,
S/O. MOOSAKKUTTY, PATTINGAL HOUSE,CHANGLERI P.O.,
MANNARKAD TALUK, PALAKKAD DISTRICT.

BY ADV. SRI.ESM.KABEER

RESPONDENTS:
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1. JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (GENERAL), PALAKKAD.

2. KUMARAMPUTHOOR CO-OPERATIVE RURAL BANK LTD.NO.P.1181, REPRESENTED BY PART-TIME ADMINISTRATOR, KUMARAMPUTHOOR, MANNARKKAD COLLEGE POST, PALAKKAD DISTRICT.

BY GOVT. PLEADER SRI.P.K.RAVIKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN W.P.C.NO.30443 OF 2007

PETITIONER'S EXHIBITS

EXT.P1 **TRUE COPY OF THE ORDER OF THE FIRST RESPONDENT DTD. 22/11/06, APPOINTING THE ADMINISTRATOR.**

EXT.P2 **TRUE COPY OF THE ORDER OF THE FIRST RESPONDENT DD. 02/07/07 EXTENDING THE PERIOD OF ADMINISTRATOR TILL 21/11/2007.**

/True Copy/

PA to Judge.

K.M.JOSEPH, J.

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W.P.(c).No.30443 OF 2007

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Dated this the 30th day of October , 2007

JUDGMENT

Petitioner has approached this court seeking a direction to the respondents to conduct election before the expiry of the period stipulated in Ext.P2. A direction is also sought to conduct election before 21/11/2007, the extended period of second respondent. According to the petitioner who is stated to be a member of the second respondent bank, proceedings under Section 33 of the Kerala Co-operative Societies Act was initiated and part time administrator was appointed on 22/11/2006 for a period of six months. By Ext.P2 the period of the administrator was extended for another six months. The period under Ext.P2 will expire on 21/11/2007 and therefore petitioner prays that election may be held before 21/11/2007.

Today, when the matter came up, learned Government Pleader submits that an order under Section 71 has been passed on 22/10/2007 by which the society itself has been liquidated and liquidator has taken charge. In the light of this development,

I feel that petitioner may not be entitled to seek the relief sought for as long as the order of liquidation stands. The writ petition is disposed of directing the first respondent to serve a copy of the order passed under Section 71 and the order passed appointing the liquidator to the petitioner within a period of one week from the date of receipt of a copy of this judgment. I am not pronouncing on the contentions of the petitioner in view of the order passed under Section 71 and I leave those contentions open.

(K.M.JOSEPH, JUDGE)

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